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Remarks

Claims 1-4, 7, 9-11, 14, 15, and 17 are pending in the above-identified application. Claims 5, 6, 8, 12, 13, 16, 18, and 19 are canceled. Claims 1, 3, 7, 9-11, and 14 are amended to overcome the Office Action's rejections. No new matter is added. Support for the amended claims 1, 3, 7, 9-11, and 14 can be found throughout the specification. Favorable reconsideration and allowance are requested in light of the foregoing amendments and the remarks which follow.

Information Disclosure Statement (IDS)

Applicants submit a new IDS which contains all the references cited previously in connection with the US Serial No. 09/770,340, filed on January 26, 2001 which subsequently issued on October 12, 2004 as USP 6,802,938. The IDS in the US Serial No. 09/770,340, filed on January 26, 2001 is relied upon in the present invention for an effective filing date under 35 U.S.C. 120. The three IDSs filed on 4/6/2001, 6/7/2001, and 2/3/2003 respectively, in connection with US Serial No. 09/770,340, filed on January 26, 2001 complies with paragraphs (a) through (e) of 37 CFR 1.97. 1.98. Therefore, copies of references cited in the attached IDS do not require to be provided herewith as noted in 37 CFR 1.98 (d).

1. Claims 1-19 adequately point out and describe the invention

Claim 1 is amended by deleting the phrase "such as" to render the claim definite. Claim 18 is canceled. The pending Claims 1-4, 7, 9-11, 14, 15, and 17 are now particularly point out and distinctly claim the subject matter which the Applicants regards as the invention.

2. Claims Objections

Claims 12-13 and 18 are canceled. The Objections of these claims are now moot.

3. Claims 1-19 are not anticipated by or, in the alternative, under 35 U.S.C. 103(a) as obvious over US Patent Nos. 6,740,373 or 6,919,111, US Patent Application Publication Nos. 2005/0112305 or 2004/0209023 to Swoboda et al or Sandstrom et al., US patent 6,379,497 or Kenaga et al., US Patent No. 3,293,114

Examiner's attention is directed to the issued US Patents Nos. 6,802,938 and 6,846,529 which is closely related to the present invention. The USP 6,802,938 is directed to a method for making an insulated paperboard-based cup and the USP 6,846,529 is directed to an assembled paper container. However, the present invention is directed to a paperboard material useful in the manufacture of paperboard containers such as paper cups. Claim 1 in the present invention is amended to incorporate all the limitations of claims 1 in the respective issued US Patents Nos. 6,802,938 and 6,846,529. Amended claim 1 in the present invention defines the patentable subject matter that is the same as the patentable subject matter defined by claims 1 in the respective issued US Patents Nos. 6,802,938 and 6,846,529. Therefore, amended claim 1 and all the dependent claims depend therefrom are also defining patentable subject matter.

CONCLUSION

In view of the foregoing amendments and the above remarks, the application is believed to be in condition for allowance, and such action is respectfully requested. Should the Examiner have any remaining questions and the attending to of which would expedite such action, the Examiner is invited to contact the undersigned at the telephone number listed below.

One month extension of time is believed to be required. The Commissioner is authorized to charge any fees associated with this or any other communication, or credit any over payment, to Deposit Account No. 09-0525.

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